

07/26/01

07-30-01

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PTO/SB/05 (03-01)

Please type a plus sign (+) inside this box → ⊕

Approved for use through 10/31/2002. OMB 0651-0032

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

| | |
|------------------------|---|
| Attorney Docket No. | UTL 00113 |
| First Inventor | Gowri Rajaram |
| Title | System and Method for Organizing Field Upgradable Wireless Communication Device Software |
| Express Mail Label No. | ET201821422US |

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages **35**]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **9**]
5. ☐ Oath or Declaration [Total Pages **2**]
- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
- i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b)
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☒ Power of
(when there is an assignee) Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35
or its equivalent.
17. ☐ Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment,
or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: _____

Prior application information:

Examiner _____

Group Art Unit: _____

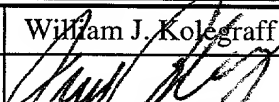
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under
Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.
The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☒ Correspondence address below

| | | | | | |
|---------|---|-----------|--------------|----------|--------------|
| Name | Kyocera Wireless Corp., Attn: Patent Department | | | | |
| Address | 10300 Campus Point Drive | | | | |
| City | San Diego | State | CA | Zip Code | 92121 |
| Country | USA | Telephone | 858-882-2000 | Fax | 858-882-3650 |

| | | | |
|-------------------|---|-----------------------------------|---------------|
| Name (Print/Type) | William J. Kolegraff | Registration No. (Attorney/Agent) | 41,125 |
| Signature |  | Date | July 26, 2001 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC
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Washington, DC 20231.

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 1,006.00

Complete if Known

| | |
|----------------------|---------------|
| Application Number | |
| Filing Date | July 26, 2001 |
| First Named Inventor | Gowri Rajaram |
| Examiner Name | |
| Group Art Unit | |
| Attorney Docket No. | UTL 00113 |

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number
Deposit Account Name

- ☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☐ Check ☒ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

| | Large Entity Code (\$) | Small Entity Code (\$) | Fee Description | Fee Paid |
|-----|------------------------|------------------------|------------------------|----------|
| 101 | 710 | 201 355 | Utility filing fee | 710 |
| 106 | 320 | 206 160 | Design filing fee | |
| 107 | 490 | 207 245 | Plant filing fee | |
| 108 | 710 | 208 355 | Reissue filing fee | |
| 114 | 150 | 214 75 | Provisional filing fee | |

SUBTOTAL (1) (\$) 710

2. EXTRA CLAIM FEES

Total Claims 32 - 20** = 12 X Fee from below 18 = 216
Independent Claims 4 - 3** = 1 X 80 = 80
Multiple Dependent Claims =

| | Large Entity Code (\$) | Small Entity Code (\$) | Fee Description |
|-----|------------------------|------------------------|--|
| 103 | 18 | 203 9 | Claims in excess of 20 |
| 102 | 80 | 202 40 | Independent claims in excess of 3 |
| 104 | 270 | 204 135 | Multiple dependent claim, if not paid |
| 109 | 80 | 209 40 | ** Reissue independent claims over original patent |
| 110 | 18 | 210 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$) 296

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

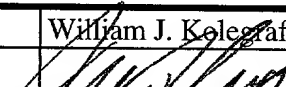
| | Large Entity Code (\$) | Small Entity Code (\$) | Fee Description | Fee Paid |
|-----|------------------------|------------------------|--|----------|
| 105 | 130 | 205 65 | Surcharge - late filing fee or oath | |
| 127 | 50 | 227 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 130 | Non-English specification | |
| 147 | 2,520 | 147 2,520 | For filing a request for ex parte reexamination | |
| 112 | 920* | 112 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 55 | Extension for reply within first month | |
| 116 | 390 | 216 195 | Extension for reply within second month | |
| 117 | 890 | 217 445 | Extension for reply within third month | |
| 118 | 1,390 | 218 695 | Extension for reply within fourth month | |
| 128 | 1,890 | 228 945 | Extension for reply within fifth month | |
| 119 | 310 | 219 155 | Notice of Appeal | |
| 120 | 310 | 220 155 | Filing a brief in support of an appeal | |
| 121 | 270 | 221 135 | Request for oral hearing | |
| 138 | 1,510 | 138 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 55 | Petition to revive - unavoidable | |
| 141 | 1,240 | 241 620 | Petition to revive - unintentional | |
| 142 | 1,240 | 242 620 | Utility issue fee (or reissue) | |
| 143 | 440 | 243 220 | Design issue fee | |
| 144 | 600 | 244 300 | Plant issue fee | |
| 122 | 130 | 122 130 | Petitions to the Commissioner | |
| 123 | 50 | 123 50 | Processing fee under 37 CFR 1.17(q) | |
| 126 | 180 | 126 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | 246 355 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 710 | 249 355 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 710 | 279 355 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0

SUBMITTED BY

| | | | | | |
|-------------------|---|-----------------------------------|--------|-----------|---------------|
| Name (Print/Type) | William J. Kelegraff | Registration No. (Attorney/Agent) | 41,125 | Telephone | 858-882-2000 |
| Signature |  | | | Date | July 26, 2001 |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gowri Rajaram)
Serial No.: tbd)
Filed: July 26, 2001)
Title: SYSTEM AND METHOD FOR)
ORGANIZING FIELD)
UPGRADABLE WIRELESS)
COMMUNICATION DEVICE)
SOFTWARE)
Dkt. No.: UTL 00113
Art Unit:
Examiner:

TRANSMITTAL LETTER FOR UTILITY APPLICATION

Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Dear Sir:

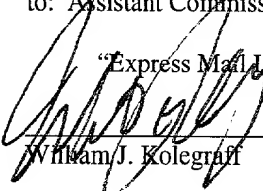
Submitted herewith is a Utility Patent Application for filing under 37 C.F.R.1.53(b). The Utility Patent Application is being submitted by express mail pursuant to 37 C.F.R. 1.10, and therefore has a filing date of the date of deposit. This application includes:

1. 35 pages of Application, which comprise:
25 pages of Specification and Abstract
10 pages of Claims (Nos. 1 - 32)
2. 9 pages of Tables and Figures
3. Utility Patent Application Transmittal (1 page)
4. Credit Card Payment Form (1 page)
5. Power of Attorney or Authorization of Agent
6. Fee Transmittal (In Duplicate)
7. Signed Declaration (2 Pages)
8. Postcard

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

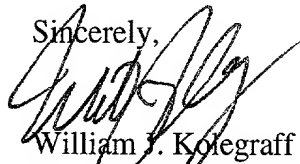
"Express Mail Label number: ET201821422US

Date of Deposit: July 26, 2001


William J. Kolegraff

Respectfully submitted July 26, 2001. Please address any questions or comments to the undersigned.

Sincerely,



William J. Kolegraff
Kyocera Wireless Corp.
10300 Campus Point Drive
San Diego, CA 92121
Phone: 858/882-2000
Reg. No. 41,125

FOR RELEASE